

EXHIBIT A

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FEDERAL TRADE COMMISSION,

Case No. 3:23-cv-02880-JSC

Plaintiff,

**DECLARATION OF ALYSHA BOHANON
IN SUPPORT OF DEFENDANTS
MICROSOFT CORP. AND ACTIVISION
BLIZZARD INC.'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL ITS
PRETRIAL PROPOSED FINDINGS OF
FACT AND CONCLUSIONS OF LAW**

v.
MICROSOFT CORPORATION and
ACTIVISION BLIZZARD, INC.

Defendants

Dept.: Courtroom 8—19th Floor
Judge: Honorable Jacqueline S. Corley

1 I, Alysha Bohanon, hereby declare under penalty of perjury that the following is true and correct:

2 1. I am an Associate at Wilkinson Stekloff LLC and am counsel for Defendant Microsoft
3 Corporation (“Microsoft”) in the above-captioned matter. I am a member in good standing of the Bar of
4 the District of Columbia. I submit this Declaration in support of Defendants’ Administrative Motion to
5 File Under Seal Its Proposed Pretrial Findings of Fact and Conclusions of Law, filed concurrently
6 herewith.

7 2. I have personal knowledge of the facts set forth in this Declaration and, if called as a
8 witness, could and would competently testify to them.

9 3. The Proposed Pretrial Findings of Fact and Conclusions of Law contains non-public and
10 highly sensitive information from documents obtained during the course of the FTC’s investigation and
11 during litigation discovery, including, but not limited to, confidential, proprietary information relating
12 to Defendants’ internal decision-making processes, investment decisions, strategic evaluation of
13 forward-looking opportunities, market share analyses, assessment of the competitive landscape, business
14 partnerships, terms of existing confidential agreements, revenue figures and projections, and internal
15 presentations discussing business strategy.

16 4. The Proposed Pretrial Findings of Fact and Conclusions of Law is entitled to
17 confidentiality under Local Rule 79-5 because it references or reflects Defendants’ confidential,
18 proprietary information concerning the above.

19 5. Defendants’ redacted Proposed Pretrial Findings of Fact and Conclusions of Law is
20 available at ECF No. 177.

21 6. Defendants’ unredacted Proposed Pretrial Findings of Fact and Conclusions of Law is
22 attached as Exhibit B.

23 I declare under penalty of perjury under the laws of the United States that the foregoing is true
24 and correct to the best of my knowledge.

25 Dated: June 22, 2023

26 /s/ Alysha Bohanon
27 Alysha Bohanon